

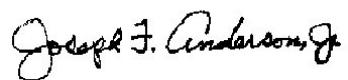
UNITED STATES DISTRICT COURT
DISTRICT OF SOUTH CAROLINA
COLUMBIA DIVISION

BRIAN BLANDING,)	C.A. NO.: 3:09-cv-00758-JFA
)	
Plaintiff,)	
)	
-versus-)	
)	
FKI LOGISTEX, INC. and W & H)	
SYSTEMS, INC.,)	
)	
Defendants.)	ORDER
)	
FKI LOGISTEX, INC.,)	
)	
Third-Party Plaintiff,)	
)	
-versus-)	
)	
RIPLEY METALWORKS, LTD.,)	
)	
Third-Party Defendant.)	
)	

The Third Party Defendant, Ripley Metalworks, LTD (“Ripley”) moved for summary judgment on July 15, 2011, as to the remaining claim presented against it by FKI Logistex, Inc. (“FKI”).¹ [See, Doc. #66]. FKI agrees that dismissal of Ripley is appropriate and consents to a dismissal of Ripley from this lawsuit *with prejudice*. Ripley and FKI agree to bear their own attorneys fees and costs. This dismissal is *with prejudice* pursuant to Rule 41 of the FEDERAL RULES OF CIVIL PROCEDURE. As a result of this order, third party defendant, Ripley Metalworks, LTD’s motion for summary judgment is rendered moot.

¹ FKI’s only remaining claim against Ripley is equitable indemnity. See Order dated February 11, 2011 [Doc. #52]. No other party has asserted any claim against Ripley.

IT IS SO ORDERED.



August 16, 2011
Columbia, South Carolina

Joseph F. Anderson, Jr.
United States District Judge